IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)
WEDNESDAY, THE FIFTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT
THE HON'BLE MR JUSTICE V.V.S.RAO
WRIT PETITION NO : 24817 of 2002

Between:
1 G.Mali d/o Doraswamy, R/o Narayanareddypeta., Nellore District.
2 G.Nagamurali s/o Ramanaiah, H.No.3/266/26,Settyagunta Road., Vengumamba Street, Nellore District.

..... PETITIONERS

AND
1 The Convenor, PECET-2002, Sri Krishnadevaraya University., Anantapur, Anantapur District.
2 The Secretary, A.P.State Counsel of Higher Education, Hyderabad.
3 The Government of A.P., rep.by its Secretary, Education Department., Secretariat., Hyderbad.
4 U. Manjula Vani, D/o U. Narayana Murthy, R/o H.No.H.S.C22028/114492, Gandla Street (police Street) Navabpet, Nellore II, Nellore Dist.
5 D. Vidya Sagar Reddy, S/o D. Bapi Reddy, R/o Khadirpets PO., Tomidi (M), Anantapur Dist
(R4 and R5 are impleaded as per Court Order in W.P.M.P.No.151 of 2003 dated 06.01.2003)

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ order or direction more in the nature of Mandamus declare that the petitioners are entitled for admission to B.P.Ed., Course pursuant to Notification dt.28-7-2002 on the basis of their rank with all consequential benefits by holding the action of the respondents in denying admission to B.P.Ed., to the petitioners while giving admission to less meritorious persons is as illegal, arbitrary, discriminatory, and violative of Articles 14 and 21 of the Constitution of India and opposed to principles of equity, justice and fair play.

Counsel for the Petitioners: MR.P.NARASIMHA

Counsel for the Respondent No.1: MR.P.SREE RAMULU NAIDU

Counsel for the Respondent Nos.2 & 3: G.P. for Higher Education

Counsel for respondent No.4: None appeared
Counsel for respondent No.5: Mr. P. BALARAMI REDDY
The Court made the following:
ORDER:

The two petitioners appeared for Physical Education Common Entrance Test, 2002 (PECET-2002) and obtained rank 461 and 49 respectively. They also claimed admission in the seats reserved for backward classes. They allege that less ranking candidates were admitted to the Courses ignoring the claims of the petitioners for admission to B.P.Ed.,/U.G.D.P.Ed.,. Therefore, they filed the writ petition seeking a declaration that the petitioners are entitled for admission to B.P.Ed., for academic year 2002 and for a direction to respondents to give all the consequential benefits to the petitioners. Though the writ petition was admitted by this Court on 06.01.2003, no interim order was passed. Subsequently by order dated 13.02.2003 in W.P.M.P.No.31268 of 2002, the petitioners interim prayer was rejected. As the petitioners sought for admission in the year 2002, at this point of time, no such direction can be granted.

The writ petition is accordingly dismissed as infructuous.

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(V.V.S.RAO,J)

15.09.2004.
pln

ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The Convenor, PECET-2002, Sri Krishnadevaraya University, Anantapur, Anantapur District.
2. The Secretary, A.P.State Counsel for Higher Education,

Hyderabad.

3. The Secretary, Education Department, The Government of Andhra Pradesh, Secretariat, Hyderabad.
4. 2 CCs to the G.P. for Higher Education, High Court Buildings, Hyderabad (OUT).
5. 2 CD copies.